

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

TIMOTHY WIMMER and MERRY WIMMER,

Plaintiffs,

v.

ORDER

RENTAL SERVICE CORPORATION,
LIBERTY MUTUAL INSURANCE COMPANY,
and SOCIETY INSURANCE, A MUTUAL
COMPANY,

Defendants,

and

MIDWEST SECURITY LIFE INSURANCE
COMPANY,

Defendant-Subrogee,

and

RENTAL SERVICE CORPORATION, LIBERTY
MUTUAL INSURANCE
COMPANY,

Third-Party Plaintiffs,

v.

RIB MOUNTAIN TRAVEL CENTER and
CAPITOL INDEMNITY CORPORATION,

Third-Party Defendants.

On April 21, 2005, third party defendant Society Insurance moved to stay all proceedings until the court has determined whether Society Insurance has a duty to defend or indemnify defendant RMTC, Inc. (incorrectly designated as Rib Mountain Travel Center) in this lawsuit. See Dkt. #33.

As a rule, this court does not bifurcate coverage questions or stay other discovery while such motions are pending. When briefing its motion for declaratory judgment, Society Insurance may attempt to show good cause to except this case from the court's default position, but nothing in its initial submissions convinces me that it more just, speedy and inexpensive to put this entire case on hold while briefing and deciding the coverage issue.

ORDER

It is ORDERED that third party defendant Society Insurance's motion to bifurcate and to stay proceedings is DENIED without prejudice.

Entered this 25th day of April, 2005.

BY THE COURT:
/s/
BARBARA B. CRABB
District Judge